

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

In re:

THE BON-TON STORES, INC., *et al.*,<sup>1</sup>

Debtors.

Chapter 11

Case No. 18-10248 (MFW)

(Jointly Administered)

**NOTICE OF SECOND<sup>2</sup> AMENDED AGENDA OF MATTERS SCHEDULED  
FOR HEARING ON JULY 18, 2018 AT 10:30 A.M. (ET)**

**\*\*AS NO MATTERS ARE GOING FORWARD, THIS HEARING HAS BEEN  
CANCELLED AT THE DIRECTION OF THE COURT\*\***

**RESOLVED/ADJOURNED MATTERS**

1. Motion of Ronada Vargas for Relief From Stay Under Section 362 of the Bankruptcy Code [D.I. 404, 3/27/18]

Response/Objection Deadline: April 13, 2018 at 4:00 p.m. (ET)

Responses/Objections Received: None.

Related Documents: None.

Status: By agreement of the parties, this matter has been adjourned until the next scheduled omnibus hearing date after August 31, 2018.

2. Motion of Westshore Mall Investors LLC for Immediate Payment of Rent and Other Lease Obligations Pursuant to Section 365(d)(3) of the Bankruptcy Code [D.I. 704, 5/15/18]

Response/Objection Deadline: June 1, 2018 at 4:00 p.m. (ET) [Extended for Debtors until June 12, 2018]

<sup>1</sup> The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, are: The Bon-Ton Stores, Inc. (5229); The Bon-Ton Department Stores, Inc. (9309); The Bon-Ton Giftco, LLC (2805); Carson Pirie Scott II, Inc. (2140); Bon-Ton Distribution, LLC (5855); McRIL, LLC (5548); Bonstores Holdings One, LLC (8574); Bonstores Realty One, LLC (8931); Bonstores Holdings Two, LLC (8775); and Bonstores Realty Two, LLC (9075). The headquarters for the above-captioned Debtors is 2801 East Market Street, Bldg. E, York, Pennsylvania 17402.

<sup>2</sup> **Amended items appear in bold.**

Responses/Objections Received: None.

Related Documents: None.

Status: By agreement of the parties, this matter is adjourned until August 21, 2018 at 10:30 a.m. (ET).

3. Debtors' Third (3rd) Omnibus Motion for Entry of an Order, Pursuant to Sections 105(a), 365(a), and 554(a) of the Bankruptcy Code, Authorizing the Debtors to Reject Certain Unexpired Leases of Nonresidential Real Property, Nunc Pro Tunc to May 31, 2018 [D.I. 792, 5/30/18]

Response/Objection Deadline: June 13, 2018 at 4:00 p.m. (ET)

Responses/Objections Received: None.

Related Documents:

- A. Order [D.I. 847, 6/15/18]

Status: An order has been entered.

4. Debtors' Fourth Omnibus Motion for Entry of an Order, Pursuant to Sections 105(a) and 365(a) of the Bankruptcy Code, Authorizing the Debtors to Reject Certain Executory Contracts, Nunc Pro Tunc to the Rejection Effective Dates [D.I. 835, 6/11/18]

Response/Objection Deadline: June 25, 2018 at 4:00 p.m. (ET)

Responses/Objections Received:

- A. Objection of Spark Foundry [D.I. 883, 6/25/18]

Related Documents:

- B. Order [D.I. 897, 7/3/18]

Status: With respect to Item A, by agreement of the parties, this matter is adjourned until August 21, 2018 at 10:30 a.m. (ET). An order has been entered with respect to the remainder of this matter.

5. Motion of Marianne Hearn for Relief from the Automatic Stay [D.I. 858, 6/18/18]

Response/Objection Deadline: July 9, 2018 at 4:00 p.m. (ET)

Responses/Objections Received: None.

Related Documents:

- A. Order [D.I. 924, 7/12/18]

Status: An order has been entered.

- 6. Motion of Iris Vargas for Relief from Automatic Stay Pursuant to 11 U.S.C. §362(d) [D.I. 874, 6/21/18]

Response/Objection Deadline: July 8, 2018 at 4:00 p.m. (ET)

Responses/Objections Received: None.

Related Documents:

- A. Order [D.I. 916, 7/11/18]

Status: An order has been entered.

**UNCONTESTED MATTER – CERTIFICATION FILED**

- 7. Debtors' Second (2nd) Omnibus Motion for Entry of an Order, Pursuant to Sections 105(a), 365(a), and 554(a) of the Bankruptcy Code, Authorizing the Debtors to Reject (I) Certain Unexpired Leases of Nonresidential Real Property and (II) Certain Related Agreements in Connection Therewith, *Nunc Pro Tunc* to April 30, 2018 [D.I. 656, 4/27/18]

Response/Objection Deadline: May 11, 2018 at 4:00 p.m. (ET)

Responses/Objections Received:

- A. Limited Objection of Wisconsin Mall Properties, LLC [D.I. 693, 5/11/18]
- B. Limited Objection of BT (PA) QRS 12-25, Inc. [D.I. 811, 6/4/18]

Related Documents:

- C. Order Approving Stipulation Between the Debtors and BT (PA) QRS, Inc. [D.I. 715, 5/16/18]
- D. Order, Pursuant to Sections 105(a), 365(a), and 554(a) of the Bankruptcy Code, Authorizing the Debtors to Reject (I) Certain Unexpired Leases of Nonresidential Real Property and (II) Certain Related Agreements in Connection Therewith, *Nunc Pro Tunc* to April 30, 2018 [D.I. 816, 6/5/18]
- E. Debtors' Reply in Support [D.I. 829, 6/8/18]

- F. Certification of Counsel [D.I. 905, 7/5/18]
- G. Order Approving Stipulation Between the Debtors, the Purchaser, and BT (PA) QRS 12-25, Inc. in Relation to the Johnstown Premises and the Allentown Premises [D.I. 934, 7/16/18]

Status: An order has been entered.

### **CONTESTED MATTER GOING FORWARD**

- 8. Debtors' Motion for Authority to Abandon or Destroy Certain Documents and Records [D.I. 864, 6/19/18]

Response/Objection Deadline: July 3, 2018 at 4:00 p.m. (ET)

Responses/Objections Received:

- A. Comenity Bank's Statement and Reservation of Rights [D.I. 898, 7/3/18]
- B. Limited Objection and Reservation of Rights of Liberty Mutual Insurance Company [D.I. 915, 7/11/18]

Related Documents:

- C. Certification of Counsel [D.I. 945, 7/17/18]

**Status: The Court has indicated that it will enter the proposed order submitted as Item C.**

### **FEE APPLICATIONS**

- 9. First Interim Fee Applications [See **Exhibit A** attached hereto]

Responses Received: None.

Related Documents: See **Exhibit A** hereto.

- A. Certification of Counsel [D.I. 930, 7/13/18]
- B. Order Approving First Interim Fee Application of Debtors' Professionals [D.I. 940, 7/17/18]

C. Certificate of No Objection [D.I. 944, 7/17/18]

**Status:** An order has been entered with respect to the Debtors' professionals, and **the Court has indicated that it will enter the proposed fee order submitted by Pachulski, Stang, Ziehl & Jones LLP.**

Dated: July 18, 2018  
Wilmington, Delaware

/s/ Andrew L. Magaziner

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**EXHIBIT A**

**INDEX OF FIRST INTERIM FEE APPLICATIONS**

**A. Paul, Weiss, Rifkind, Wharton & Garrison LLP [D.I. 849, 6/15/18]**

1. First Monthly Fee Statement of Paul, Weiss, Rifkind, Wharton & Garrison LLP as Counsel to the Debtors and Debtors in Possession for Allowance of Compensation and Reimbursement of Expenses Incurred for the period of February 4, 2018 through February 28, 2018 [D.I. 398, 3/26/18]
2. Certificate of No Objection [D.I. 605, 4/17/18]
3. Second Monthly Fee Statement of Paul, Weiss, Rifkind, Wharton & Garrison LLP as Counsel to the Debtors and Debtors in Possession for Allowance of Compensation and Reimbursement of Expenses Incurred for the period of March 1, 2018 through March 31, 2018 [D.I. 599, 4/16/18]
4. Certificate of No Objection [D.I. 675, 5/8/18]
5. Third Monthly Fee Statement of Paul, Weiss, Rifkind, Wharton & Garrison LLP as Counsel to the Debtors and Debtors in Possession for Allowance of Compensation and Reimbursement of Expenses Incurred for the period of April 1, 2018 through April 30, 2018 [D.I. 718, 5/16/18]
6. Certificate of No Objection [D.I. 820, 6/6/18]
7. Supplement to First Interim Fee Application [D.I. 850, 6/15/18]

**B. Young Conaway Stargatt & Taylor, LLP [D.I. 849, 6/15/18]**

1. First Monthly Application of Young Conaway Stargatt & Taylor, LLP for Allowance of Compensation for Services Rendered and Reimbursement of Expenses as Co-Counsel to the Debtors for the Period from February 4, 2018 through February 28, 2018 [D.I. 399, 3/26/18]
2. Certificate of No Objection [D.I. 606, 4/17/18]
3. Second Monthly Application of Young Conaway Stargatt & Taylor, LLP for Allowance of Compensation for Services Rendered and Reimbursement of Expenses as Co-Counsel to the Debtors for the Period March 1, 2018 through March 31, 2018 [D.I. 600, 4/16/18]
4. Certificate of No Objection [D.I. 676, 5/8/18]

5. Third Monthly Application of Young Conaway Stargatt & Taylor, LLP for Allowance of Compensation for Services Rendered and Reimbursement of Expenses as Co-Counsel to the Debtors for the Period from April 1, 2018 through April 30, 2018 [D.I. 719, 5/16/17]
6. Certificate of No Objection [D.I. 818, 6/6/18]
7. Supplement to First Interim Fee Application of Young Conaway Stargatt & Taylor, LLP [D.I. 851, 6/15/18]

**C. AlixPartners, LLP [D.I. 849, 6/15/18]**

1. First Monthly Fee Application of AlixPartners, LLP for Compensation Earned and Expenses Incurred as Financial Advisor to the Debtors for the Period from February 4, 2018 through February 28, 2018 [D.I. 400, 3/26/18]
2. Certificate of No Objection [D.I. 607, 4/17/18]
3. Second Monthly Fee Application of AlixPartners, LLP for Compensation Earned and Expenses Incurred as Financial Advisor to the Debtors for the Period from March 1, 2018 through March 31, 2018 [D.I. 601, 4/16/18]
4. Certificate of No Objection [D.I. 677, 5/8/18]
5. Third Monthly Fee Application of AlixPartners, LLP for Compensation Earned and Expenses Incurred as Financial Advisor to the Debtors for the Period from April 1, 2018 through April 30, 2018 [D.I. 720, 5/16/18]
6. Certificate of No Objection [D.I. 819, 6/6/18]

**D. Joseph A. Malfitano, PLLC [D.I. 849, 6/15/18]**

1. First Monthly Application of Joseph A. Malfitano, PLLC for Allowance of Compensation for Services Rendered and Reimbursement of Expenses as Special Transactional Counsel for the Debtors for the Period from February 4, 2018 through March 31, 2018 [D.I. 602, 4/16/18]
2. Notice of Corrected Exhibit [D.I. 604, 4/17/18]
3. Certificate of No Objection [D.I. 678, 5/8/18]
4. Second Monthly Application of Joseph A. Malfitano, PLLC for Allowance of Compensation for Services Rendered and Reimbursement of Expenses as Special Transactional Counsel for the Debtors for the Period from April 1, 2018 through April 30, 2018 [D.I. 712, 5/15/18]
5. Certificate of No Objection [D.I. 814, 6/5/18]

**E. KPMG LLP [D.I. 849, 6/15/18]**

1. First Monthly Fee Application of KPMG LLP as Auditor to the Debtors for Allowance of Compensation for Services Rendered and Reimbursement of Expenses for the Period from February 4, 2018 through March 31, 2018 [D.I. 694, 5/11/18]
2. Certificate of No Objection [D.I. 802, 6/1/18]

**F. Pachulski, Stang, Ziehl & Jones LLP [D.I. 885, 6/25/18]**

1. First Monthly Application for Compensation and Reimbursement of Expenses of Pachulski Stang Ziehl & Jones LLP, as Counsel to the Official Committee of Unsecured Creditors for the Period from February 15, 2018 through February 28, 2018 [D.I. 867, 6/20/18]
2. Second Monthly Application for Compensation and Reimbursement of Expenses of Pachulski Stang Ziehl & Jones LLP, as Counsel to the Official Committee of Unsecured Creditors for the Period from March 1, 2018 through March 31, 2018 [D.I. 879, 7/6/18]
3. First Monthly Application for Compensation and Reimbursement of Expenses of Pachulski Stang Ziehl & Jones LLP, as Counsel to the Official Committee of Unsecured Creditors for the Period from April 1, 2018 through April 30, 2018 [D.I. 884, 6/25/18]
4. Certificate of No Objection [D.I. 918, 7/11/18]
5. Certificate of No Objection [D.I. 942, 7/17/18]
6. Certificate of No Objection [D.I. 943, 7/17/18]